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8 Attorneys for Plaintiff
9 UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 DAVID JOSE HUERTA,

16 Defendant.

No. 2:25-MJ-03504

[PROPOSED] ORDER CONTINUING FILING
DATE FOR INFORMATION OR INDICTMENT
PURSUANT TO SPEEDY TRIAL ACT

17
18 The Court has read and considered the Stipulation Regarding
19 Request for Continuance of Filing Date for Information or Indictment
20 Pursuant to the Speedy Trial Act, filed by the parties in this matter
21 on June 30, 2025. The Court hereby finds that the Stipulation, which
22 this Court incorporates by reference into this Order, demonstrates
23 facts that support a continuance of the deadline to file an
24 indictment or information and provides good cause for a finding of
25 excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161.

26 The Court further finds that: (i) the ends of justice served by
27 the continuance outweigh the best interest of the public and
28 defendant in the return of an indictment or filing of an information

1 within the original thirty-day period; (ii) failure to grant the
2 continuance would be likely to make a continuation of the proceeding
3 impossible, or result in a miscarriage of justice; and (iii) failure
4 to grant the continuance would unreasonably deny defendant continuity
5 of counsel and would deny defense counsel the reasonable time
6 necessary for effective preparation, taking into account the exercise
7 of due diligence.

8 THEREFORE, FOR GOOD CAUSE SHOWN:

9 1. The date that any indictment or information in this matter
10 must be filed pursuant to 18 U.S.C. § 3161(b) is continued from July
11 6, 2025, to August 5, 2025.

12 2. The time period of July 6, 2025, to August 5, 2025,
13 inclusive, is excluded in computing the time within which an
14 indictment must be filed, pursuant to 18 U.S.C. §§ 3161(h)(7)(A),
15 (h)(7)(B)(i), and (B)(iv).

16 3. Nothing in this Order shall preclude a finding that other
17 provisions of the Speedy Trial Act dictate that additional time
18 periods are excluded from the period within which trial must
19 commence. Moreover, the same provisions and/or other provisions of
20 the Speedy Trial Act may in the future authorize the exclusion of

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1 additional time periods from the period within which trial must
2 commence.

3 IT IS SO ORDERED.

4
5 **June 30, 2025**

Brianna

6 _____
DATE

HON. BRIANNA FULLER MIRCHEFF
UNITED STATES MAGISTRATE JUDGE

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8 Presented by:
/s/

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SHAWN J. NELSON
Assistant United States Attorney

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